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10 Attorneys for Defendants THE BOARD OF TRUSTEES
11 OF THE UNIVERSITY OF ILLINOIS, erroneously sued as
12 THE UNIVERSITY OF ILLINOIS-URBANA CHAMPAIGN;
13 and DR. GEORGE GOLLIN

14 **UNITED STATES DISTRICT COURT**

15 **CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION**

16 ST. LUKE SCHOOL OF MEDICINE;
17 DR. JERROLL B.R. DOLPHIN and
18 DR. ROBERT FARMER on behalf of
19 himself and all others similarly situated, as
20 applicable,

21 Plaintiffs,

22 v.

23 REPUBLIC OF LIBERIA; MINISTRY OF
24 HEALTH, a Liberian Governmental
25 Agency; MINISTRY OF EDUCATION, a
26 Liberian Governmental Agency; LIBERIAN
27 MEDICAL BOARD, a Liberian
28 Governmental Agency; NATIONAL
COMMISSION ON HIGHER
EDUCATION, a Liberian Governmental
Agency; NATIONAL TRANSITIONAL
LEGISLATIVE ASSEMBLY, a Liberian
Governmental Agency; DR. ISAAC
ROLAND; MOHAMMED SHERIFF; DR.
BENSON BARH; DR. GEORGE GOLLIN;
EDUCATION COMMISSION FOR
FOREIGN MEDICAL GRADUATES; a
Pennsylvania Non-Profit organization;
FOUNDATION FOR ADVANCEMENT
OF INTERNATIONAL EDUCATION
AND RESEARCH; a Pennsylvania Non-
Profit organization, UNIVERSITY OF
ILLINOIS-URBANA CHAMPAIGN, an
Illinois Institution of Higher Learning;
STATE OF OREGON, Office of Degree
Authorization,

Defendants.

Case No.: 10-CV-01791 RGK (SHx)

[Honorable R. Gary Klausner]

**[PROPOSED] ORDER RE
DEFENDANT DR. GEORGE
GOLLIN'S MOTION TO DISMISS
FIRST AMENDED COMPLAINT**

**[FILED CONCURRENTLY WITH
NOTICE OF MOTION;
MEMORANDUM OF POINTS AND
AUTHORITIES; APPENDIX OF
AUTHORITIES; AND
DECLARATION OF MICHAEL D.
YOUNG]**

[FRCP 8, 12(b)(1), 12(e), 12(f) & 41(b)]

DATE: July 26, 2010
TIME: 9:00 a.m.
COURTROOM: 850

1 On July 26, 2010, the motion of defendant Dr. George Gollin came on
2 regularly for hearing before this Court. After considering the papers submitted in
3 support of and opposition to defendant's motion and the evidence contained therein,
4 and having heard the argument of counsel thereon, and for good cause shown,

5 IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

6 1. This Court lacks subject matter jurisdiction over the First
7 Amended Complaint as it pertains to Dr. George Gollin because Dr. Gollin has been
8 sued in his official capacity as an agent of the State of Illinois, and is thus entitled to
9 immunity from suit in federal court under the Eleventh Amendment; and

10 2. The Motion to Dismiss is hereby granted.

11
12 IT IS SO ORDERED.

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14 DATED: _____

The Honorable R. Gary Klausner

1 Respectfully Submitted,

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3 DATED: June 22, 2010

MICHAEL D. YOUNG
NICOLE C. RIVAS
ALSTON & BIRD LLP

4
5 /s/

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7 Nicole C. Rivas
8 Attorneys for Defendants THE BOARD OF
TRUSTEES OF THE UNIVERSITY OF ILLINOIS,
and DR. GEORGE GOLLIN
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